

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Northern District of California

CYBOENERGY, INC., a Delaware Corporation,

Plaintiff(s)

v.

NORTHERN ELECTRIC POWER
TECHNOLOGY, INC., a company existing under the
laws of England and Wales,

Defendant(s)

Civil Action No.

3:21-cv-8534-TSH

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* NORTHERN ELECTRIC POWER TECHNOLOGY, INC..

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Susan S.Q. Kalra, CA SBN167940
Email: susan@m-iplaw.com
MAHAMED I IP LAW LLP
910 Campisi Way, Suite 1E
Campbell, CA 95008
Telephone: (408) 236-6640

SERVICE RETURN ATTACHED

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

ATX Process, LLC
604 West 9th Street
Suite B
Austin, TX 78701



ACTING CLERK OF COURT
KATHLEEN M. SHAMBAUGH

Diana Miyasaka

Signature of Clerk or Deputy Clerk

Date: November 3, 2021

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 3:21-cv-08534-TSH

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* _____
 was received by me on *(date)* _____.

☐ I personally served the summons on the individual at *(place)* _____
 on *(date)* _____; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____
 _____, a person of suitable age and discretion who resides there,
 on *(date)* _____, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* _____, who is
 designated by law to accept service of process on behalf of *(name of organization)* _____
 on *(date)* _____; or

☐ I returned the summons unexecuted because _____; or

☐ Other *(specify)*:

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

ATX Process, LLC
604 West 9th Street
Suite B
Austin, TX 78701

Additional information regarding attempted service, etc:

RETURN OF SERVICEUNITED STATES DISTRICT COURT
Northern District of California

Case Number: 3:21-CV-8534-TSH

Plaintiff:

Cyboenergy, Inc., a Delaware Corporation,

vs.

Defendant:

Northern Electric Power Technology, Inc., a company existing under the laws of England and
Wales

For: Ramey & Schwaller, LLP

Received by ATX Process, LLC on the 12th day of November, 2021 at 9:40 am to be served on Northern Electric Power Technology, Inc. by serving any authorized person, nep, 2570 N 1st St, Suite 200, San Jose, Santa Clara County, CA 95131. I, Gabriel Aragon, do hereby affirm that on the 15th day of November 2021 at 1:30 p.m., executed service by delivering a true copy of the Summons in a Civil Action; Plaintiff's Original Complaint for Patent Infringement (35 U.S.C. § 271) Jury Trial Demanded; Exhibit A and Exhibit B in accordance with state statutes in the manner marked below:

☒ CORPORATE SERVICE: By delivering to Mr Aaron (individual accepting) as general Manager (title), at 2570 N 1st St, Ste 200 (street), San Jose (city), CA (state) 95131 (zip code) Santa Clara (county).

() PUBLIC AGENCY: By delivering to _____ (individual accepting) as _____ (title) of the within-named agency at _____ (street), _____ (city), _____ (state) _____ (zip code) _____ (county).


() SUBSTITUTE SERVICE: By delivering to _____ (individual accepting) as _____ (relationship/title) at _____ (street), _____ (city), _____ (state) _____ (zip code) _____ (county).

() GOVERNMENT AGENCY: By delivering to _____ (individual accepting) as _____ (title) of the within-named agency at _____ (street), _____ (city), _____ (state) _____ (zip code) _____ (county).

() NON SERVICE: For the reason detailed in the comments below.

COMMENTS: _____

I certify that I am over the age of 18, have no interest in the above action, and have the proper authority in the jurisdiction in which this process was delivered. The facts in this affidavit are within my personal knowledge and true and correct.


PROCESS SERVER # 1673
Appointed in accordance with State Statutes

ATX Process, LLC
604 West 9th Street
Suite B
Austin, TX 78701
(512) 717-5600

Our Job Serial Number: 2021012199
Ref: Cyboenergy, Inc. v Northern Electric Pwr